

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Himanshu BRAHMBHATT et al.  
Title: METHODS FOR TARGETED *IN VITRO* AND *IN VIVO* DRUG  
DELIVERY TO MAMMALIAN CELLS VIA BACTERIALLY  
DERIVED INTACT MINICELLS (as amended)  
Appl. No.: 10/588,028  
International Filing Date: 01/27/2005  
371(c) Date: 4/30/07  
Examiner: Anoop Kumar Singh  
Art Unit: 1632  
Confirmation Number: 1320

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be

appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

### **TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

### **RELEVANCE OF EACH DOCUMENT**

Listed on the attached Form PTO/SB/08 are PTO Actions in co-pending cases. The relevance of the references listed on the attached Form PTO/SB/08 can be found in the respective PTO Actions of the co-pending cases. Copies of the PTO Actions in the co-pending cases are being submitted herewith. Applicants note that any document listed on any of the Forms PTO-892 of the co-pending PTO Actions that are already of record in this application are not listed on the attached Form PTO/SB/08.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

### **FEE**

Fees in the amount of \$180.00 to cover the fee associated with an information disclosure statement under 37 CFR §1.97(c) are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this submission under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date 28 October 2009

By S. A. Bent

FOLEY & LARDNER LLP  
Customer Number: 22428  
Telephone: (202) 672-5404  
Facsimile: (202) 672-5399

Stephen A. Bent  
Attorney for Applicant  
Registration No. 29,768